

**IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF GEORGIA
COLUMBUS DIVISION**

WILHEN HILL BARRIENTOS, et al.,

Plaintiffs,

v.

CORECIVIC, INC.,

Defendant.

Civil Action No. 4:18-cv-00070-CDL

**DEFENDANT'S MOTION TO COMPEL RESPONSES TO REQUESTS FOR
PRODUCTION**

Pursuant to Fed. R. Civ. P. 37(a)(3)(B) and Local Rule 37, Defendant, CoreCivic, Inc. (“CoreCivic”), moves to compel complete responses to its First Requests for Production of Documents to Plaintiffs, Wilhen Hill Barrientos, Gonzalo Bermudez Gutierrez, and Keysler Urbina Rojas (collectively, “Plaintiffs”). The documents sought by CoreCivic’s Requests are relevant to the claims and defenses at issue and are therefore discoverable. *See* Fed. R. Civ. P. 26(b)(1) (permitting discovery as to “any nonprivileged matter that is relevant to any party’s claim or defense and proportional to the needs of the case”). Despite demanding that CoreCivic produce tens of thousands of documents to them, Plaintiffs have refused to produce immigration and detention records, proof of income, social media postings and other written statements about the case and their alleged injuries and damages, and medical files. CoreCivic is entitled to these documents in order to test Plaintiffs’ claims and support its own defenses. For the reasons set forth in the attached Memorandum, CoreCivic respectfully requests that the Court grant this Motion and order Plaintiffs to provide the documents to CoreCivic.

CoreCivic requested supplemental responses to the requests at issue via letter dated November 23, 2021. Counsel for the parties then met and conferred telephonically on November 30, 2021, but were unable to reach an agreement. On December 1, 2021, counsel for CoreCivic sent a follow-up email to Plaintiffs' counsel attaching a detainee grievance that had been produced by CoreCivic that contained a stamp confirming it was submitted to the immigration court in the detainee's immigration proceedings, demonstrating the relevance of Plaintiffs' immigration records and asking whether the grievance changed Plaintiffs' position as to those records. On December 2, 2021, Plaintiffs' counsel sent a letter to counsel for CoreCivic memorializing Plaintiffs' positions as to each request at issue, some of which were stated during the parties' meet and confer, and some of which were not. Although Plaintiffs' indicated, for the first time on December 2, that they were willing to meet and confer further about some of the requests, CoreCivic is filing this Motion now to preserve the issues and avoid an argument that the Motion was filed after the fact discovery deadline expired. For the reasons stated in CoreCivic's Memorandum in Support of this Motion, Plaintiffs should be required to provide complete responses and document productions in response to CoreCivic's Requests for Production.

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Dated: December 3, 2021

Respectfully submitted,

s/ Jacob B. Lee

Daniel P. Struck (*pro hac vice*)

Lead Counsel

Rachel Love (*pro hac vice*)

Nicholas D. Acedo (*pro hac vice*)

Ashlee B. Hesman (*pro hac vice*)

Jacob B. Lee (*pro hac vice*)

Eden G. Cohen (*pro hac vice*)

STRUCK LOVE BOJANOWSKI & ACEDO, PLC

3100 West Ray Road, Suite 300

Chandler, Arizona 85226

Phone: (480) 420-1600

Fax: (480) 420-1695

dstruck@strucklove.com

rlove@strucklove.com

nacedo@strucklove.com

ahesman@strucklove.com

jlee@strucklove.com

ecohen@strucklove.com

Jacob D. Massee (GA Bar No. 551890)

David Bobo Mullens (GA Bar No. 258029)

OLIVER MANER LLP

PO Box 10186

Savannah, Georgia 31412

Phone: (912) 236-3311

Fax: (912) 236-8725

jmassee@olivermaner.com

dbmullens@olivermaner.com

Attorneys for Defendant CoreCivic, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of December, 2021, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Priyanka Bhatt	priyanka@projectsouth.org
Meredith B. Stewart	meredith.stewart@splcenter.org
Rebecca M. Cassler	rebecca.cassler@splcenter.org
Caitlin J. Sandley	cj.sandley@splcenter.org
Vidhi Bamzai	vidhi.bamzai@splcenter.org
Jaqueline A. Osomo	jacki.aranda@splcenter.org
Daniel H. Charest	dcharest@burnscharest.com
R. Andrew Free	andrew@immigrantcivilrights.com
Azadeh Shahshahani	azadeh@projectsouth.org
Jessica Hasen	jhasen@perkinscoie.com
Emily B. Cooper	ecooper@perkinscoie.com
John T. Dixon	johndixon@perkinscoie.com
Alan B. Howard	ahoward@perkinscoie.com
John H. Gray	jhgray@perkinscoie.com
Jessica L. Everett-Garcia	jeverettgarcia@perkinscoie.com
Mikaela N. Colby	mcolby@perkinscoie.com

and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

N/A

s/ Jacob B. Lee